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Attorney for Defendant  
JOSE ESQUIVEL

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSE ESQUIVEL,

Defendant.

Case No. CR 12-0664 YGR

AMENDED STIPULATION AND  
~~PROPOSED~~ ORDER TO CONTINUE  
STATUS/SETTING HEARING

A status hearing is currently set in this matter for October 25, 2012 at 2:00 p.m. Defense counsel has another specially set hearing in San Francisco in Case No. CR-12-0194-1 CRB, United States v. Foley at 3:00 p.m. and cannot attend both hearings. In addition, defense counsel requires more time to discuss the possibility of a plea with her client before reporting the status of this matter to the Court. In order to resolve the conflict in hearing times and to give counsel more time to discuss case issues and plea options with her client, the parties hereby stipulate to take this hearing off calendar for October 25, 2012 and present all issues regarding status, a possible plea or trial setting at a hearing on November 1, 2012 at 2:00 p.m.

1 The parties further stipulate that good cause exists to exclude time between October 25  
2 and November 1, 2012 under the Speedy Trial Act for effective preparation of counsel, to allow  
3 defendant to fully consider a proposed plea agreement and for continuity of counsel, in that  
4 defense counsel cannot attend both the hearing in this case and the hearing in Case No. CR-12-  
5 0194-1 CRB.

6  
7 Dated: October 24, 2012

/s/  
\_\_\_\_\_  
WILSON LEUNG  
Assistant United States Attorney

8  
9  
10 Dated: October 24, 2012

/s/  
\_\_\_\_\_  
JENNIFER SCHWARTZ, (SBN 135932)  
Attorney for Defendant  
JOSE ESQUIVEL

1  
2 IN THE UNITED STATES DISTRICT COURT  
3 FOR THE NORTHERN DISTRICT OF CALIFORNIA

4  
5 UNITED STATES OF AMERICA,

6 Plaintiff,

7 v.

8 JOSE ESQUIVEL,

9 Defendant.


Case No. CR 12-0664 YGR

[PROPOSED] ORDER

10  
11  
12 GOOD CAUSE APPEARING THEREFOR, the hearing set for October 25, 2012 at 2:00  
13 p.m. shall be taken off calendar and reset for November 1, 2012 at 2:00 p.m. The Court finds  
14 that good cause exists to exclude time between October 25 and November 1, 2012 under the  
15 Speedy Trial Act for effective preparation of counsel, to allow defendant to fully consider a  
16 proposed plea agreement and for continuity of counsel.

17 IT IS SO ORDERED.

18  
19 DATED: October 25, 2012

20   
21 HON. YVONNE GONAZALEZ ROGERS  
22 United States District Court Judge  
23 Northern District of California  
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